

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 30, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Bob Workman

Commissioners Absent: Bernie Heier
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 23, 2005.**

MOTION: Workman moved and Schorr seconded approval of the minutes of the Board of Commissioners meeting dated August 23, 2005. Schorr, Workman and Hudkins voted aye. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, August 30, 2005.**

MOTION: Workman moved and Schorr seconded approval of all claims processed through August 30, 2005. Workman, Schorr and Hudkins voted aye. Motion carried.

3) **PUBLIC HEARINGS:**

A. An application for Corporate Manager for Alan W. Budt in connection with a Class H (Non-Profit) liquor license for Veterans FW 3606, located at 3340 West A Street, Lincoln, Lancaster County, Nebraska.

The Chair opened the public hearing.

The Clerk administered the oath to Alan Budt, applicant.

3) **PUBLIC HEARINGS CONTINUED:**

Budt gave an overview of his experience.

Workman asked Budt if he would be willing to enroll in the hospitality training course.

Budt stated he had no problems with enrolling in the course.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

MOTION: Workman moved and Schorr seconded to direct the County Attorney's Office to prepare a resolution approving the application for Corporate Manager for Alan W. Budt in connection with a Class H liquor license for Veterans FW 3606 and to include that a hospitality training course be completed. Workman, Schorr and Hudkins voted aye. Motion carried.

B. County Final Plat 05063, Prairie Creek Estates 1st Addition, requested by Brian D. Carstens and Associates on behalf of Nebraska Prairie, L.L.C., for one lot and two outlots, on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. (See New Business Item 5A and 5B for correlating resolution.)

The Chair opened the public hearing.

The Clerk administered the oath to Brian Carstens, appearing on behalf of Nebraska Prairie, L.L.C..

Carstens indicated the final plat would reduce one lot from 20 acres to approximately 5.5 acres, with the remaining outlot being split into two outlots.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

3) **PUBLIC HEARINGS CONTINUED:**

C. County Final Plat 05040, High Prairie Estates, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five lots and one outlot, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (See New Business Item 5C and 5D for correlating documentation.)

The Chair opened the public hearing.

The Clerk administered the oath to Jason Thiellen, appearing on behalf of Batie Farms, Inc.

Thiellen gave a brief overview of the proposal.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

4) **NEW BUSINESS:**

A. A resolution in the matter of County Final Plat 05063, Prairie Creek Estates 1st Addition, requested by Brian D. Carstens and Associates on behalf of Nebraska Prairie, L.L.C., consisting of one lot and two outlots on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. (R-05-0105)

B. A subdivision agreement with Nebraska Prairie, L.L.C. for County Final Plat 05063, Prairie Creek Estates 1st Addition, on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. (C-05-0438)

MOTION: Schorr moved and Workman seconded approval of Resolution 05-0105 in the matter of County Final Plat 05063, Prairie Creek Estates 1st Addition, and approval of a subdivision agreement with Nebraska Prairie, L.L.C. for County Final Plat 05063 on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. Workman, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

C. A resolution in the matter of County Final Plat 05040, High Prairie Estates, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., consisting of five lots and one outlot on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (R-05-0104)

D. A subdivision agreement with Batie Farms, Inc. for County Final Plat 05040, High Prairie Estates, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (C-05-0439)

MOTION: Workman moved and Schorr seconded approval of Resolution 05-0104, County Final Plat 05040, High Prairie Estates, and approval of a subdivision agreement with Batie Farms, Inc. for County Final Plat 05040, High Prairie Estates, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. Workman, Schorr and Hudkins voted aye. Motion carried.

E. A resolution recommending approval of the application for an addition to licensed premise (Blue Oasis Building) held by the Nebraska State Board of Agriculture d/b/a Nebraska State Fair, located at 1800 State Fair Park Drive, Lancaster County, Nebraska. (R-05-0106)

MOTION: Schorr moved and Workman seconded approval of Resolution 05-0106 recommending approval of the application for an addition to licensed premise (Blue Oasis Building) held by the Nebraska State Board of Agriculture d/b/a Nebraska State Fair, located at 1800 State Fair Park Drive, Lancaster County, Nebraska. Schorr, Workman and Hudkins voted aye. Motion carried.

F. A resolution in the matter of fixing the date, time and place for a public hearing regarding a request to vacate a portion of South 162nd Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6th P.M., in Lancaster County, Nebraska. (R-05-0107)

4) **NEW BUSINESS CONTINUED:**

MOTION: Schorr moved and Workman seconded approval of Resolution 05-0107 in the matter of fixing the date, time and place for a public hearing regarding a request to vacate a portion of South 162nd Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6th P.M., in Lancaster County, Nebraska. Workman, Schorr and Hudkins voted aye. Motion carried.

**G. A resolution authorizing traffic signs at the following locations:
(R-05-0108)**

- ▶ **Install the following sign assembly "Caution", "Watch For Turning Vehicles", and "School Entrance" on Princeton Road west of the entrance to Norris School for eastbound traffic.**
- ▶ **Install a driveway warning sign in advance of 11659 West Yankee Hill Road for eastbound traffic.**

MOTION: Workman moved and Schorr seconded approval of Resolution 05-0108 authorizing the installation of a "Caution", "Watch For Turning Vehicles", and "School Entrance" signs on Princeton Road west of the entrance to Norris School for eastbound traffic and to install a driveway warning sign in advance of 11659 West Yankee Hill Road for eastbound traffic. Workman, Schorr and Hudkins voted aye. Motion carried.

H. An application for a Special Designated License from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service at a wedding reception on Saturday, September 24, 2005 from 3 p.m. to 1 a.m. at Grandpa John's Pumpkin Patch located at 4801 West Highway 34 in Lancaster County, Nebraska.

MOTION: Schorr moved and Workman seconded approval of an application for a Special Designated License from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service at a wedding reception on Saturday, September 24, 2005 from 3 p.m. to 1 a.m. at Grandpa John's Pumpkin Patch located at 4801 West Highway 34 in Lancaster County, Nebraska. Schorr, Workman and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

- I. An application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service at a wedding reception on Saturday, September 24, 2005 from 4 p.m. to 1 a.m. at Country Pines located at 6305 West Adams in Lancaster County, Nebraska.**

MOTION: Workman moved and Schorr seconded approval of an application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service at a wedding reception on Saturday, September 24, 2005 from 4 p.m. to 1 a.m. at Country Pines located at 6305 West Adams in Lancaster County, Nebraska. Schorr, Workman and Hudkins voted aye. Motion carried.

- J. An agreement with the State Public Policy Group d/b/a Nebraska Public Policy Group to assist the Community Mental Health Center in the implementation of the Lancaster County Jail Diversion Capacity Expansion grant. The contractor will provide program evaluation for each year of the grant in accordance with the evaluation and requirements of the funding agency. Term of the agreement will be from July 1, 2005 to June 30, 2006. The County will pay up to \$42,750 for the services. (C-05-0440)**

MOTION: Schorr moved and Workman seconded approval of an agreement with the State Public Policy Group d/b/a Nebraska Public Policy Group to assist the Community Mental Health Center in the implementation of the Lancaster County Jail Diversion Capacity Expansion grant. Schorr, Workman and Hudkins voted aye. Motion carried.

- K. An agreement between the Lancaster County Community Mental Health Center and the Lincoln Council on Alcoholism and Drugs, Inc. for a certified alcohol and drug abuse counselor (CADAC) to provide substance abuse assessments at a rate of \$26 per hour for approximately ten hours per week. Term of the agreement is July 1, 2005 through June 30, 2006. (C-05-0441)**

MOTION: Workman moved and Schorr seconded approval of an agreement between the Lancaster County Community Mental Health Center and the Lincoln Council on Alcoholism and Drugs, Inc. for a certified alcohol and drug abuse counselor (CADAC) to provide substance abuse assessments at a rate of \$26 per hour for approximately ten hours per week. Workman, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

L. A facility and program participation agreement with Magellan Behavioral Health, Inc. for mental health services to members of the Nebraska Medicaid Management Care Program. Magellan will reimburse the County as provided in Exhibit B. The agreement is effective upon execution by both parties and will continue for one year. Either party may terminate the agreement upon giving 90 days written notice of termination. (C-05-0442)

MOTION: Schorr moved and Workman seconded approval of a facility and program participation agreement with Magellan Behavioral Health, Inc. for mental health services to members of the Nebraska Medicaid Management Care Program. Workman, Schorr and Hudkins voted aye. Motion carried.

M. A lease agreement between Lancaster County and Region V Systems for approximately 9,599.50 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. The agreement commences July 1, 2005 and continues on a month to month basis thereafter. Region V Systems will pay the County \$6,799.65 per month for the leased space. (C-05-0443)

MOTION: Schorr moved and Workman seconded approval of a lease agreement between Lancaster County and Region V Systems for approximately 9,599.50 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. Schorr, Workman and Hudkins voted aye. Motion carried.

N. A lease agreement between Lancaster County and Community Alternatives Nebraska for approximately 602.25 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. The agreement commences August 1, 2005 and continues on a month to month basis thereafter. Community Alternatives Nebraska will pay the County \$291.58 per month for the leased space. (C-05-0444)

MOTION: Workman moved and Schorr seconded approval of a lease agreement between Lancaster County and Community Alternatives Nebraska for approximately 602.25 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. Workman, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

O. A lease agreement between Lancaster County and Healthy Families Project for approximately 390 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. The agreement commences July 1, 2005 and continues on a month to month basis thereafter. Healthy Families Project will pay the County \$276.25 per month for the leased space. (C-05-0445)

MOTION: Schorr moved and Workman seconded approval of a lease agreement between Lancaster County and Healthy Families Project for approximately 390 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. Workman, Schorr and Hudkins voted aye. Motion carried.

P. A contract between Lancaster County and FedEx Kinko's Office and Print Services, Inc. for quick copy and offset printing for the combined annual requirements of the County and the City of Lincoln. Term of the contract is one year beginning on March 1, 2005 and ending February 28, 2006 with an option to renew for three additional one year periods with mutual consent. (C-05-0453)

MOTION: Workman moved and Schorr seconded approval of a contract between Lancaster County and FedEx Kinko's Office and Print Services, Inc. for quick copy and offset printing for the combined annual requirements of the County and the City of Lincoln. Workman, Schorr and Hudkins voted aye. Motion carried.

Q. Receipt of Lincoln Community Grant, in the amount of \$5,120, for the Lancaster County Youth Services Center's horticulture program.

MOTION: Workman moved and Schorr seconded approval of the receipt of Lincoln Community Grant, in the amount of \$5,120, for the Lancaster County Youth Services Center's horticulture program. Workman, Schorr and Hudkins voted aye. Motion carried.

R. Appointment of Trish Owen and Dave Skipton to the Air Pollution Control Advisory Committee Board, for three year terms to expire September 1, 2008.

MOTION: Schorr moved and Workman seconded approval of the appointment of Trish Owen and Dave Skipton to the Air Pollution Control Advisory Committee Board, for three year terms to expire September 1, 2008. Workman, Schorr and Hudkins voted aye. Motion carried.

5) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. Clerk of the District Court's Monthly Report for July, 2005.

B. Setting of a public hearing for Tuesday, September 6, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to set the final tax request at a different amount than the prior year. The request is for both Lancaster County and the Rural Library for Lancaster County.

C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ **Daryll B. and Tamara L. Lightner at South 82nd Street and Panama Road; Project BR-3270(4). This is a donation. (C-05-0446)**
- ▶ **Steven L. Parker, Jr. and Carolyn Parker, in the amount of \$980.25, at South 68th Street and Stagecoach Road; Project C55-S-401(6). (C-05-0447)**
- ▶ **Dale A. Farabee, in the amount of \$24,967, at South 68th Street and Stagecoach Road; Project C55-S-401(6). (C-05-0448)**
- ▶ **Dale A. Farabee, in the total amount of \$4,136.50, at South 82nd Street and Panama Road; Project BR-3270(4). (2 contracts) (C-05-0449 and C-05-0450)**
- ▶ **Mike G. and Gale S. Poe, in the total amount of \$2,546.50, at South 68th Street and Stagecoach Road; Project C55-S-401(6). (2 contracts) (C-05-0451 and C-05-0452)**

MOTION: Workman moved and Schorr seconded approval of the Consent Items. Workman, Schorr and Hudkins voted aye. Motion carried.

6) **ADJOURNMENT:**

MOTION: Schorr moved and Workman seconded adjournment of the Board of Commissioners meeting at 2:01 p.m.. Schorr, Workman and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 30, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Bob Workman

Commissioners Absent: Bernie Heier
Ray Stevens

Others Present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 2:01 p.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 23, 2005.**

MOTION: Workman moved and Schorr seconded approval of the minutes of the Board of Equalization meeting dated August 23, 2005. Schorr, Workman and Hudkins voted aye. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 74 additions and deductions to the tax assessment rolls per Exhibit "A".

MOTION: Schorr moved and Workman seconded approval of the additions and deductions to the tax assessment rolls. Workman, Schorr and Hudkins voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Capitol City Christian Church
Catholic Bishop of Lincoln
Nebraska Wesleyan University**

MOTION: Workman moved and Schorr seconded approval of the motor vehicle tax exemptions. Workman, Schorr and Hudkins voted aye. Motion carried.

4) **RESOLUTION REGARDING FINAL ALLOCATION OF LEVY AUTHORITY:**

A resolution in the matter of final allocation of levy authority to all political subdivisions subject to County levy authority. (R-05-0110)

MOTION: Workman moved and Schorr seconded approval of Resolution 05-0110 in the matter of final allocation of levy authority to all political subdivisions subject to County levy authority. Workman, Schorr and Hudkins voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Workman seconded adjournment of the Board of Equalization meeting at 2:03 p.m.. Workman, Schorr and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk